

BOARD OF DIRECTORS – ACTION SUMMARY
Thursday, December 11, 2008 – 6:00 p.m.

Administration Building – Board Chambers
2101 Hurley Way, Sacramento, CA 95825

CALL TO ORDER

The meeting was called to order by President Trujillo. Board Members present: Clark, Engellenner, Goold, Granados, Jones, Kelly, Lawson, Trujillo, Valley. Staff: Fire Chief Mette, Board Clerk Tilson, Associate General Counsel Chavez.

PLEDGE TO FLAG led by the Girl Scouts of Tierra Del Oro.

METRO CABLE 14 ANNOUNCEMENT

The open session Meeting is videotaped for cablecast on Metro Cable 14. Replay on Friday, December 12 at 11:00 AM and Monday, December 15 at 6:00 PM on Channel 14; Webcast at www.sacmetroable.tv. A VHS copy is also available for checkout from any library branch.

PUBLIC OPPORTUNITY TO DISCUSS MATTERS OF PUBLIC INTEREST WITHIN DISTRICT JURISDICTION INCLUDING ITEMS ON OR NOT ON THE AGENDA

Captain Skip Nance of Station 31-C stated this is the last Board meeting he will be attending as an active District employee. He will be retiring at the end of the year after 33 years. He thanked the Fire District for the opportunity to work and Fire Chief Mette for bringing integrity, honesty and fairness to the Office of Fire Chief.

The Board thanked him for his service.

CONSENT AGENDA:

1. Board Meeting Action Summary—November 13, 2008

- **Board Action:**
Granados/Jones—approve the Consent Agenda. ROLL CALL: Clark, Goold, Granados, Jones, Kelly, Lawson, Trujillo, Valley, AYE. Director Engellenner, abstained. Motion carried.

ACTION ITEM(S):**1. Declare November 4, 2008 General Election Results
Board Members – Divisions 2, 4, 5, 6 and 8—(Tilson)**

- In accordance with Elections Code §15400, the official election results of the November 4, 2008, General Election certified by the Sacramento County Office of Voter Registration and Elections for the positions of Directors are as follows:

VOTES CAST**DIVISION 6:**

*	D'Elman Clark	12,137
	Robert Halleck	6,755

* CANDIDATE ELECTED

The following incumbent Directors filed without opposition and take office and serve exactly as if elected:

Grant B. Goold	-	Division 2
Gregory A. Granados	-	Division 4
Thomas J. Lawson	-	Division 5
Gay Jones	-	Division 8

- Staff recommends the Board approve the declared election results of the November 4, 2008, General Election certified by the Sacramento County Registrar of Voters.
- **Board Action:**
Clark/Engellenner—adopt the staff recommendation to approve the declared election results of November 4, 2008. Directors Clark, Engellenner, Goold, Granados, Jones, Kelly, Lawson, Trujillo, Valley, AYE. Motion carried.

2. Election of Board Officers—(Trujillo)
[Taken Out of Order After Action Item No. 9]

- The election of Board Officers was held with the following results:

President	-	Thomas J. Lawson
Vice President	-	Greg Granados
Secretary	-	D'Elman Clark

- Newly elected Board Officers take office January 1, 2009.

3. Resolution No. 72-08 – Fund Transfer for Other Post Employment Benefits (OPEB) – (Sponable)

- Staff recommended adoption of the Resolution authorizing the establishment of the necessary budgetary line items required in order to effect the transfer of \$100,000 from Fund 212-A and into Fund 212-F.
- **Board Action:**
Engellenner/Granados—adopt the Resolution. Directors Clark, Engellenner, Goold, Granados, Jones, Kelly, Lawson, Trujillo, Valley, AYE. Motion carried.

[Closed Session taken out of order after Action Item No. 3]

4. Resolution No 73-08 – Amendment to Labor Contract--Sacramento Area Fire Fighters Local 522 Memorandum of Understanding (MOU)—(Sponable)

- Contract amendments provide for 2000 hours per year for Union Leave with a cap of 5000 hours; two-year extension of the contract to year 2013.
- Major financial issues in each agreement include no 4% annual raise identified for January 1, 2009, and no 4% equity raise. If the 1000 Account expenditures go down to 85% of the renewable revenue annually, a raise can be given not to exceed 88% of the renewable revenues.
- **Board Action:**
Granados/Valley—adopt the Resolution. Directors Clark, Engellenner, Goold, Granados, Jones, Kelly, Lawson, Trujillo, Valley, AYE. Motion carried.

5. Resolution No. 74-08 – Amendment to Labor Contract—Administrative Support Personnel (ASP) Memorandum of Understanding (MOU) Affiliate of Sacramento Area Firefighters Local 522—(Sponable)

- With the exception of the Union Leave hours, the concessions are the same as the Fire Fighters Local 522 contract.
- **Board Action:**
Jones/Lawson—adopt the Resolution. Directors Clark, Engellenner, Goold, Granados, Jones, Kelly, Lawson, Trujillo, Valley, AYE. Motion carried.

6. Resolution No. 75-08 – Providing an Amendment to Resolution No. 07-07 Affecting Non-Safety Senior Management, Management and Unrepresented Confidential Employees—(Sponable)

- Amendment includes a concession of the 4% annual salary and 4% equity increases for year 2009, and application of the 85%/88% provision. Section 4 C to be deleted and brought back at a later date.
- **Board Action:**
Granados/Clark—adopt the Resolution with deletion of Section 4 C. *Directors Clark, Engellenner, Goold, Granados, Jones, Kelly, Lawson, Trujillo, Valley, AYE. Motion carried.*

7. Resolution No. 76-08 – Providing an Amendment to Resolution No. 08-07 Affecting Safety Senior Management, Management and Unrepresented Confidential Employees—(Sponable)

- Amendment includes a concession of the 4% annual salary and 4% equity increases for year 2009, and application of the 85%/88% provision. Section 4 B to be deleted and brought back at a later date.
- **Board Action:**
Granados/Jones—adopt the Resolution with deletion of Section 4 B. *Directors Clark, Engellenner, Goold, Granados, Jones, Kelly, Lawson, Trujillo, Valley, AYE. Motion carried.*

8. Resolution No. 77-08 – Fund Transfer for 800 MHz Mobile Radios—(Roseberry)

- Staff recommended the Board adopt the Resolution for the transfer of funds in the amount of \$32,500 from the 4000 account to the 2000 account to enable the replacement of the 800 MHz mobile radios for use on new Medic units.
- **Board Action:**
Granados/Engellenner—adopt the Resolution. *Directors Clark, Engellenner, Goold, Granados, Jones, Kelly, Lawson, Trujillo, Valley, AYE. Motion carried.*

9. Fire Chief's Employment Contract—(Sponable)

- Finance Director Sponable stated there are two amendments. The Fire Chief gave up approximately a 5% raise for Fiscal Year 2007-2008 to match the 4% employees' raise instead of getting the 9% tax growth of the District, and January 1, 2009, reflects no salary increase.
- **Board Action:**
Granados/Engellenner—approve the amendments to the Fire Chief's contract. Directors Clark, Engellenner, Goold, Granados, Jones, Kelly, Lawson, Trujillo, Valley, AYE. Motion carried.

PUBLIC COMMENT:

Captain Pat Monahan of the Sacramento Fire Fighters Local 522 congratulated the Board Directors on re-election.

As Vice President of Local 522, he faced the two most difficult meetings with the membership regarding the current Memorandum of Understanding (MOU). Through a positive Labor-Management relationship, resolve was reached to balance the current District budget. Overwhelming support and direction was obtained to forego a monetary increase of up to 12% of wages identified in the current MOU. Recognized the mutual support of the Board, firefighters and support staff on the contractual concessions and thanked the Board for accepting the resolutions.

PRESENTATION ITEM(S):**1. Disclosure of Material Expenditure—Sacramento County Office of Communications and Information Technology (OCIT) and Department of Transportation (DOT)—(Roseberry)**

- Staff will be expending funds in the amount of \$460,857 to purchase communications and maintenance services from the Sacramento County Office of Communications and Information Technology (OCIT) and Department of Transportation (DOT).
- **Board Action:**
For information only.

2. Disclosure of Material Expenditure—Motorola—(Roseberry)

- Staff will be expending funds in the amount of \$75,700 to purchase repair services, mobile and portable radios, radio parts and supplies from Motorola.
- The District is using the County of Sacramento's 800 MHz radio system. Public Safety Requirements demand the products match and integrate with existing equipment for optimum interoperability within the District and with mutual aid agencies, requiring sole source purchase. In addition, Motorola does not distribute the radio products through any type of distribution system. Therefore, the products can only be purchased through Motorola.
- **Board Action:**
For information only.

PRESIDENT'S REPORT—(Trujillo) None**FIRE CHIEF'S REPORT—(Mette)**

- Fire Incident Report – 14 working structure and 3 grass fires since the last Board meeting.
- One Field Save - Medic 61 crew revived a non-breathing patient and transported her to the hospital. The doctor credited the crew with saving her life.
- Attended the opening ceremonies for the Nor-Cal Fire Prevention Officers at the Croatian Cultural Center. Deputy Chief Eastman gave a presentation on the iPod program.
- Attended the Annual State of the Sacramento County Forum in November.
- Attended the League of Cities Conference. Received a lot of information on budgets.
- Strategic Planning Process held on December 8 and 9. One more meeting on January 5, 2009 to complete the process.
- Attended the Ethics Training Class yesterday with three directors.
- Press release to be made after adoption tonight of the labor resolutions covering the concessions given up and the Labor-Management relationship.
- Congratulated Captain Jeff Lynch who is retiring after 25 years of service.
- At the end of the month, General Counsel Margarita will be retiring.
- Wished everyone a Merry Christmas and a Happy New Year.

▪ **SUPPORT SERVICES DIVISION REPORT –**

Report by Deputy Chief Jim Eastman:

Community Services –

- Attended over 18 events during the last two weeks including chamber, community, and legislative meetings.
- Leslie Miller continues to work on the project to provide standardized safety messages on the fire station boards.
- Working on the Employee of the Year nominations from Operations, Support Staff, and Reserve Firefighters. The announcement was sent out December 2.
- Appreciate the on-going support of the Operations personnel assisting in numerous community events.

Development/Project Manager –

- Station 29 is 98% complete with less than 2% in change orders.

Facilities Division Projects –

- Assisting with completion of Station 29
- Station 62 upgrades

Fire Prevention Bureau Activities –

- Participated in November blight busters event.
- Started the false alarm billing program.
- Started process to revise the fee schedule.
- Attended an inaugural project review committee meeting with County staff.

Fleet –

- New Trench Rescue tow vehicle now in service.
- Above ground fuel tank to be installed at Station 29 next week.
- Work continues on the new engines; first one should be completed next Friday.

Logistics –

- Structural turnouts advance inspections are on schedule.
- All equipment delivered to the new Engine 21.
- Logistics cache of hose is 80% complete for annual testing.
- Actively using the new Project Management Database with personnel.

Technical Services –

- E-Waste was picked up by ERS.
- Windows XP project 99% complete.
- All first in mobile VHF radios have been updated with the new version of code plug.

- Thanked Jeff Lynch for his dedication to this agency.

GENERAL COUNSEL'S REPORT—(Chavez)

- With the onset of the Holiday season, receiving more phone calls from the public questioning telephone solicitations in the name of firefighting organizations. Metro Fire and associated labor organizations do not engage in telephone solicitations for donations. Encouraged members of the community to research how much of the actual donation goes to the stated cause versus overhead. On a related note, he received correspondence from the California Attorney General's Office tracking illegal donations through sham charitable organizations. Statistics were requested from Metro Fire on the number of times that practice is reported. He provided the information and indicated the District would be happy to work with them on this educational project.

COMMITTEE AND DELEGATE REPORTS:**Executive Committee—(Trujillo)**

- Next Meeting: TBD

Communications Center Delegate—(Valley)

- Received a report on the last meeting.
- Next Meeting: December 30, 2008 – 10:30 AM

California Fire & Rescue Training Authority—(Kelly)

- Next Meeting: February 4, 2009 – 10:30 AM

Finance Committee—(Jones)

- Received monthly updates at today's meeting.
- Next Meeting: January 8, 2009 – 5:00 PM

Policy Committee—(Lawson)

- Tentative workshop meeting in January.
- Next Meeting: After the Special Board Workshop.

BOARD MEMBER QUESTIONS AND COMMENTS:**Clark:**

- Expressed appreciation to personnel on the negotiations.
Thanked Finance Director Sponable and Fire Chief Mette for a great job.
- Wished all constituents and employees a Happy Holiday season.

Granados:

- Thanked Chief Eastman and Leslie Miller. He went to the Public Safety Academy today and the kids were conducting a toy drive. It was good to see there are opportunities for kids that they do not hear about.
- Attended the Nor-Cal meeting as a Director with Fire Chief Mette and saw the presentation of the iPOD project by Deputy Chief Eastman.
- Thanked the Medic 32 crew who responded to two medical aid calls at his workplace.
- Congratulated Captain Skip Nance and Captain Jeff Lynch on their pending retirements.
- Attended Senate President Pro Tem Darrell Steinberg's swearing in ceremony last week.
- He was appointed to Folsom Lake College Advisory Board for Fire Technology.
- Wished everyone a Merry Christmas.
- Thanked all the employees for giving up their 4% annual and equity raises. It will keep people employed.

Lawson:

- Wished the community, Metro personnel, and City firefighters a Happy Holiday Season.
- Congratulated the elected Board members D'Elman Clark, Grant Goold, Greg Granados, and Gay Jones.
- Thanked President Trujillo for his leadership during the ups and downs in 2008.
- Thanked staff for their reports.
- Thanked the firefighters, administration, and staff for their continued support during these economic times.
- Thanked Jeff Lynch and Richard Margarita for their service to the Community and Sacramento Metro Fire.
- As a United Way staff member, it is important to inquire about the total amount of administration fees when you donate money.

- He encouraged everyone to drop by a local fire station and deliver a toy for the Christmas program to help those experiencing hard times in the community. He presented a toy to Captain Lynch to be donated to the program and personally thanked him for everything he has done.

Goold:

- Echoed the sentiments of his colleagues thanking the men and women of this organization who recognized the peril the agency is in and made the sacrifice to maintain personnel and service.
- Wished everyone Happy Holidays and encouraged helping those in need.

Valley:

- Congratulated the firefighters who are retiring.
- Wished everyone a Merry Christmas.

Jones

- Thanked each and every member of the District for achievement of the modifications to the contracts. We have been successful on a local level where all of the other governance models have not achieved that type of focus.
- Greatly appreciated the decades of experience, work contribution, and public service contributed by those retiring from the District and extended her congratulations.
- Merry Christmas, Happy New Year and Holiday Season.

Kelly:

- A dire financial climate prevails in this country. Members of the District have done what it takes to make sure we continue to be open for business and serve the public like we do every day. Great to see the collaboration of all groups working together to come up with an effective solution.
- On pending retirements, thanked Skip Nance, Jeff Lynch, and Dick Margarita for their service to the District.
- Congratulated the Board members who were reelected.
- Encouraged everyone to help those less fortunate this Christmas season.

Engellenner:

- Wished all Metro Fire staff a Merry Christmas and Happy New Year.

Trujillo:

- Thanked those retiring for their dedicated service to the District.
- Congratulated the elected members of the Board.
- Thanked the Color Guard for their presentation.
- Thanked the Board for their support throughout the year. There were many incidents and tough issues to handle.
- Thanked staff for their reports.
- Thanked Board Clerk Tilson for her work. It's a pleasure to continue working together.
- Congratulated the elected local officials and especially Darrell Steinberg who will be chairing the Senate at a very difficult time with budget matters.
- Thanked all the men and women in the fire service and wished them Happy Holidays.
- Welcomed back Captain Mark Thomsen.

PUBLIC COMMENT:

- Captain Pat Monahan congratulated Counsel Margarita, Jeff Lynch, Skip Nance, and all other pending retirees.

Touched on a difficult subject—
the unexpected passing of Bob Werner during the year; health problems of Mike George and Jim Peterson; Steve Eggiman will join the ranks next year; Ron Pierce was forced to retire due to his condition.

Recognized the sacrifices made by the firefighters to this organization.

Thanked the Board for their support.

- Battalion Chief Duane Arend read a list of 15 pending firefighter retirements.

RECESS TO CLOSED SESSION 6:12 PM

[Taken out of order after Action Item No 3]

RECONVENE TO OPEN SESSION 7:50 PM

Report by Associate General Counsel Chavez:

CLOSED SESSION GOVERNMENT CODES:**1. CONFERENCE WITH LEGAL COUNSEL–EXISTING LITIGATION**

Pursuant to California Government Code Section 54956.9(a) – Two (2) Cases

A. Geoff Miller vs. Sacramento Metropolitan Fire District
Claim #2008072786

B. Jonpaul Seivane vs. Sacramento Metropolitan Fire District
Claim #2007067595

Both items were postponed to the next Board meeting.

2. CONFERENCE WITH LEGAL COUNSEL – POTENTIAL LITIGATION

Significant Exposure to Litigation Pursuant to California Government Code Section 54956.9(b): One (1) Case

A. Claim Against Public Entity Pursuant to Government Code Section 910
Michael Cohen vs Sacramento Metropolitan Fire District

By a vote of 8-1, the Board allowed the claim in the amount of \$600.

3. CONFERENCE WITH LABOR NEGOTIATOR

Pursuant to California Government Code Section 54957.6(f)

A. District Negotiator: Fire Chief Don Mette
Employee Organization: Sacramento Area Fire Fighters Local 522

The Board was briefed on District negotiations.

B. District Negotiator: Fire Chief Don Mette
Employee Organization: Administrative Support Personnel (ASP)/
Affiliate of Sacramento Area Firefighters Local 522

The Board was briefed.

C. District Negotiator: Fire Chief Don Mette
Employee Organization: Non-Safety Senior Management, Management and
Unrepresented Confidential Employees

The Board was briefed.

D. District Negotiator: Fire Chief Don Mette
Employee Organization: Safety Senior Management, Management and
Unrepresented Confidential Employees

The Board was briefed.

- E. District Negotiator: As Appointed in Action Item 9.
Unrepresented Employee: Fire Chief

The Board appointed Finance Director Bill Sponable as the District negotiator on the Fire Chief's contract.

- F. District Negotiator: Fire Chief Don Mette
Employee Organization: Battalion Chiefs Organization/Teamsters Local 150

The Board was briefed on the status of labor negotiations with the Battalion Chiefs Organization.

- The Board will take action on these items in Open Session.

4. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Pursuant to California Government Code Section 54956.9(b) – One (1) Case

The Board was briefed on the case of former employee Steven Campbell and took no action.

ADJOURNMENT – The meeting adjourned at 8:45 p.m.

Ray Trujillo, President

Gregory A. Granados, Secretary

Charlotte Tilson, Clerk of the Board